

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION**

**LATOYA BROWN; LAWRENCE BLACKMON;
HERBERT ANTHONY GREEN; KHADAFY
MANNING; QUINETTA MANNING; MARVIN
MCFIELD; NICHOLAS SINGLETON; STEVEN
SMITH; BESSIE THOMAS; and BETTY JEAN
WILLIAMS TUCKER, individually and on Behalf of a
class of all other similarly situated**

PLAINTIFFS

VS.

CIVIL ACTION NO. 3:17-CV-347-CWR-LRA

**MADISON COUNTY, MISSISSIPPI; SHERIFF
RANDALL S. TUCKER, in his official capacity; and
MADISON COUNTY SHERIFF'S DEPUTY SLADE
MOORE, in his individual capacity**

DEFENDANTS

UNOPPOSED MOTION TO AMEND HEADING

Defendants, Madison County, Mississippi, and Sheriff Randall C. Tucker, in his official capacity, hereby move this Court, unopposed by Plaintiffs, for the entry of an Order Amending the Heading in this matter to reflect the correct current and existing plaintiffs and would show unto the court the following:

1. Plaintiffs' original Complaint filed on May 8, 2017, identified Herbert Anthony Green ("Green") and Marvin McField ("McField") as plaintiffs in this action. [Dkt. # 1].
2. Defendants filed Motions to Dismiss Green and McField as plaintiffs with prejudice on February 14, 2018, for their failure to prosecute their claims. [Dkt. ## 180, 182].
3. This Court entered an Order on March 16, 2018, dismissing Green and McField as plaintiffs in this action without prejudice. [Dkt. # 242].
4. Although Green and McField were not identified as plaintiffs in the Amended Complaint filed by plaintiffs on February 4, 2019, [Dkt. # 342, ¶¶ 33-40] or the Second Amended

Complaint filed by plaintiffs on June 11, 2019 [Dkt. # 363], Green and McField remain identified as parties in the case caption.

7. The parties have agreed that Green and McField should be removed from the case caption, and that the heading in this matter should reflect only the current and existing plaintiffs identified in both the Amended and Second Amended Complaints.

8. The parties have further agreed that the stay entered in this matter on February 26, 2019, be lifted for the sole purpose of allowing the heading in this matter to be corrected as set forth above.

WHEREFORE, PREMISES CONSIDERED, defendants move this Court to enter an Order correctly identifying the current and existing plaintiffs in this action, thereby removing the names of Herbert Anthony Green and Marvin McField as plaintiffs in the heading of this matter.

This the 12th day of September, 2019.

Respectfully submitted,

**MADISON COUNTY, MISSISSIPPI and
SHERIFF RANDALL C. TUCKER, IN
HIS OFFICIAL CAPACITY**

BY: /s/ Rebecca B. Cowan

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